

DEC-05-05 MON 04:50 PM

FAX NO.

RECEIVED
CENTRAL FAX CENTER

DEC 05 2005


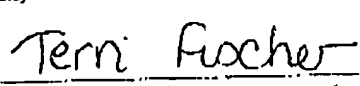
P. 01

CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8)			Docket No. CP-5144-US2
Applicant(s): Giardino, David			
Application No. 10/772,739	Filing Date 05/10/2004	Examiner Chukwurah, Nathaniel C.	Group Art Unit 3721
Invention: MODULAR CONTROL APPARATUS FOR A POWER IMPACT TOOL			
<p>I hereby certify that this <u>Reply to Final Office Action (with 9 pages)</u> (Identify type of correspondence)</p> <p>is being facsimile transmitted to the United States Patent and Trademark Office (Fax. No. <u>571-273-8300</u>)</p> <p>on <u>December 5, 2005</u> (Date)</p> <p><u>Terri Fischer</u> (Typed or Printed Name of Person Signing Certificate)</p> <p><u>Terri Fischer</u> (Signature)</p>			
Note: Each paper must have its own certificate of mailing.			

P18/REV02

BEST AVAILABLE COPY

DEC 05 2005

AF AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. CP-5144-US2	
Applicant(s): Giardino, David						
Application No. 10/772,739	Filing Date 05/10/2004	Examiner Chukwurah, Natanial C.	Customer No. 5409	Group Art Unit 3721	Confirmation No. 9744	
Invention: MODULAR CONTROL APPARATUS FOR A POWER IMPACT TOOL						
COMMISSIONER FOR PATENTS:						
Transmitted herewith is an amendment in the above-identified application.						
The fee has been calculated and is transmitted as shown below.						
CLAIMS AS AMENDED						
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE	
TOTAL CLAIMS	10 -	20 =	0	x \$50.00	\$0.00	
INDEP. CLAIMS	3 -	3 =	0	x \$200.00	\$0.00	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00	
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00	
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 19-0513 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.						
 Signature Jeffrey W. Washville Reg. No.: 46,366 SCHMEISER, OLSEN & WATTS 3 Lear Jet Lane, Suite 201 Latham, NY 12110 (518) 220-1850			Dated: December 5, 2005 <div style="border: 1px solid black; padding: 5px;"> I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on December 5, 2005 (Date)  Signature of Person Mailing Correspondence Terri Fischer Typed or Printed Name of Person Mailing Correspondence </div>			
cc:						

P11LARGE/REV03

DEC 05 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Giardino, David

Docket No.: CP-5144-US2

Serial No.: 10/772,739

Group Art Unit: 3721

Filed: 5/10/04

Examiner: Chukwurah, Nathaniel C.

Title: MODULAR CONTROL APPARATUS FOR A POWER IMPACT TOOL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REPLY TO FINAL OFFICE ACTION

This paper is being filed in response to the Final Office Action mailed on October 18, 2005.

Applicant requests this Amendment be entered in the above-identified application to advance the application and reconsideration of the application in view of the Amendments that follow.

10/772,739

1